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6 Attorneys for Defendants
7 GOLDSMITH & HULL, APC and
WILLIAM I. GOLDSMITH

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

10 POVILAS KARCAUSKAS, on behalf
11 of himself and all others similarly
situated.

CASE NO. 2:15-cv-09225-FMO-RAOx

**STIPULATION TO ALLOW
DEFENDANTS TO FILE A FIRST
AMENDED ANSWER TO
PLAINTIFF'S COMPLAINT**

12

Plaintiff,

vs.

14 REGRESO FINANCIAL SERVICES
15 LLC; GOLDSMITH & HULL, APC;
16 WILLIAM I. GOLDSMITH; and
DOES 1 to 10:

Trial Date: March 21, 2017

[Hon. Fernando M. Olguin]

17 Defendants.

IT IS HEREBY STIPULATED between Plaintiff POVILAS KARCAUSKAS (“Plaintiff”) and Defendants REGRESO FINANCIAL SERVICES LLC, GOLDSMITH & HULL, APC and WILLIAM I. GOLDSMITH (collectively “Defendants”), as follows:

24 WHEREAS, on February 9, 2016, Defendants filed an Answer to Plaintiff's
25 Complaint. The Answer included a single affirmative defense: the bona fide error
26 defense.

27 WHEREAS, after the Answer was filed, the parties met and conferred
28 regarding Plaintiff's claim that Defendants' bona fide error defense should be

1 stricken or amended to properly state such defense. Defendants have agreed to file
2 an amended Answer.

3 WHEREAS, pursuant to Fed. R. Civ. P. 12(f), the last date for Plaintiff to file
4 a Motion to Strike Defendants' affirmative defense was March 1, 2016.

5 WHEREAS, on March 1, 2016, the Parties filed a Stipulation to Extend
6 Deadline to File Motion to Strike Defendants' original Answer from March 1, 2016
7 to March 14, 2016.

8 WHEREAS, on March 2, 2016, the Court approved the Stipulation and
9 extended the deadline for Plaintiff to file a Motion to Strike from March 1, 2016 to
10 March 14, 2016.

11 WHEREAS, on March 9, 2016, Defendants sent their proposed First
12 Amended Answer to Plaintiff.

13 WHEREAS, on March 10, 2016, Plaintiff advised Defendants that he
14 stipulates to the filing of the proposed First Amended Answers.

15 WHEREAS, the Court's March 11, 2016 Amended Scheduling And Case
16 Management Order provides that any stipulation or motion to amend as to any
17 claims, defenses and/or parties shall be lodged/filed no later than May 6, 2016;

18 WHEREAS, a copy of Defendants Goldsmith & Hull, APC and William I.
19 Goldsmith's proposed First Amended Answer to Plaintiff's Complaint is attached
20 hereto as Exhibit 1 and Defendant Regreso Financial Services LLC's proposed First
21 Amended Answer to Plaintiff's Complaint is attached hereto as Exhibit 2;

22 WHEREAS, Plaintiff reserves his right to file and intends to file a motion to
23 strike the bona fide error defense within 21 days of the date Defendants file their
24 First Amended Answer.

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1 NOW, THEREFORE, IT IS HEREBY STIPULATED BY AND BETWEEN
2 THE PARTIES that Defendants should be permitted leave to file their First
3 Amended Answer to Plaintiff's Complaint.

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5 DATED: March __, 2016 LEWIS BRISBOIS BISGAARD & SMITH LLP

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By: /s/ Larissa G. Nefulda

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Stephen H. Turner
Larissa G. Nefulda
Attorneys for Defendants
GOLDSMITH & HULL, APC and
WILLIAM I. GOLDSMITH

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DATED: March __, 2016 GOLDSMITH & HULL, A.P.C.

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By: /s/ Michael Goldsmith

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Jack D. Hull
Michael Goldsmith
Attorneys for Defendants
REGRESO FINANCIAL SERVICES LLC

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DATED: March __, 2016 CONSUMER LAW OFFICE OF
ROBERT STEMPLER, APC

By: /s/ Robert Stempler

Robert Stempler
Attorneys for Plaintiff
POVILAS KARCAUSKAS

1 DATED: March ___, 2016

HORWITZ, HORWITZ & ASSOCIATES

2

3

By: /s/ O. Randolph Bragg

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O. Randolph Bragg

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Attorneys for Plaintiff

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POVILAS KARCAUSKAS

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STIPULATION TO ALLOW DEFENDANTS TO FILE A FIRST AMENDED ANSWER TO PLAINTIFF'S
COMPLAINT

PROOF OF SERVICE

Karcauskas v. Regreso Financial Services, LLC, et al.
United States District Court Case No.: 15-CV-09225-FMO-RAOx

3 STATE OF CALIFORNIA }
4 COUNTY OF LOS ANGELES } ss.

5 At the time of service, I was over 18 years of age and not a party to the action.
6 My business address is 633 West 5th Street, 45th Floor, Los Angeles, California
90071.

7 On March 1, 2016, I served the following document(s):

8 |

9 I served true and correct COPIES of the above-referenced document(s) on the
10 following person(s) at the following address(es) (including fax numbers and e-mail
addresses, if applicable):

SEE ATTACHED SERVICE LIST

12 The documents were served by the following means:

(BY COURT'S CM/ECF SYSTEM) Pursuant to Local Rule, I electronically filed the documents with the Clerk of the Court using the CM/ECF system, which sent notification of that filing to the persons listed above.

15 I declare under penalty of perjury under the laws of the United States of
16 America that the foregoing is true and correct, and that I am employed in the office
of a member of the bar of this Court at whose direction this service was made.

17 Executed on March 1, 2016, at Los Angeles, California.

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KIRK D. GILE-CREQUE

1 **SERVICE LIST**

2 *Karcauskas v. Regreso Financial Services, LLC, et al.*
United States District Court Case No.: 15-CV-09225-FMO-RAOx

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